

SCHEDULE II.
Profession Tax Assessment.
(Rule 5.)
Shimoga Town Municipality.
Division No.....

No.	Name of party	Assessment in previous year		Occupation Address	Monthly or annual income or other basis of assessment	Class	Proposed assessment		Number
		No	Amount Rs.				Amount Rs.		

Draft bye-laws framed under Section 48 (1) (i) of the Mysore Town Municipalities Act, 1951, for enforcing the supply of information regarding ordinary liability to tax on professions, arts, trades and callings and on offices and appointments.

1. On the written requisition of the Municipal President or of such person or persons as may be authorised by him from time to time in this behalf—

(i) Every person engaged in or exercising any profession, art, trade or calling or holding any office or appointment within the limits of the Town Municipality shall, within fifteen days after the receipt of such requisition, furnish a statement under his signature in writing in the form appended to these bye-laws showing his income for the required year or years.

(ii) Every occupier of any building or land within the Town Municipal limits shall furnish, within a week of the requisition, a list in writing containing the names of all persons occupying such building or land and specifying the profession, art, trade or calling, officer or appointment of every such person.

2. Every employer or the head or Secretary or Manager of any public or private office or of a firm, or company or association shall, within the 15th of April and 15th of October every year furnish—

(a) a list in writing of the names of all persons employed by such employer or by such office, firm, company, or association with a statement of the salary or income of each of such employed persons; and

(b) the particulars in regard to any company of which such employer, head, Secretary or Manager, as the case may be is the agent.

3. Notwithstanding anything contained in these bye-laws every person commencing to exercise any profession, art, trade or calling or to hold any office or appointment in the Town Municipal limits who has not been required to furnish a return under the bye-law shall, within fifteen days of so commencing, give information of the fact to the President or other persons authorised by him in this behalf.

4. Every person who is liable to the tax and who shall change either the designation of the firm or the nature of his profession art, trade or calling or office or appointment or his place of business, shall within fifteen days of such change give intimation thereof to the President or other person authorised by him in this behalf.

5. Any infringement of these bye-laws by any person shall be punishable with fine which may extend to Rupees fifty.

FORM OF RETURN.

True Return furnished by.....
 Under the bye-laws framed by the Shimoga Town Municipal Council, under Section 48 1 (i) of the Mysore Town Municipalities Act, as to the liability to tax on profession, art, trade or calling and on offices and appointments for the year ended.....

Name and address of the party	Nature of profession, art, trade or calling followed or office or appointments held	Date from which profession, etc., is followed	Monthly income		Remarks
			Included in the last return	During the current year	

Name of the Town. _____

Signature of the party. _____

Notification dated 23rd September 1952.

No. C1. 45—52.53. It is hereby notified for information of the public of the Shimoga Town, that the Town Municipal Council, Shimoga, have resolved at their Ordinary General Meeting held on 29th August 1952, to bring into force in this town the draft rules and bye-laws for regulating the use of any place as a hotel, restaurant, eating house, coffee house, or bakery, boarding house, or lodging house, or sweetmeat shop or for the manufacture of ice or aerated water in Shimoga Town as amended hereto framed by them under Section 46 (1) (4) of the Mysore Town Municipalities Act of 1951. The draft rules and bye-laws are also kept in the office for inspection by the public on all working days during the office hours from 11 A.M. to 5 P.M. Any inhabitant of this town objecting to the adoption of these rules and bye-laws or suggestions with respect to the draft rules and bye-laws may prefer his objection in writing to the President within one month from the date of publication of this Notification. Any objection or suggestion received after the due date will not be taken into consideration.

Draft rules framed under Section 46 (1) (h) of the Mysore Town Municipalities Act, 1951 (Mysore Act XXII of 1951) prescribing the fees to be charged for licences granted for the use of any place as hotel, restaurant, eating house, coffee house, or bakery, boarding house or lodging house or sweetmeat shop or for the manufacture of ice or aerated waters, the time at which and the mode in which the same shall be levied or payable and for granting refunds, etc.

1. For every licence granted under the bye-laws of Shimoga Town Municipality for the use of any place as a hotel, restaurant, eating house, coffee house, or sweetmeat shop, bakery, boarding house or lodging house or for the manufacture of ice or aerated water, fees shall be charged at the rates specified in the schedule to these rules, provided that the Municipal President, shall have the power to remit the licence fee wholly or partially in the case of a licence granted for a special occasion and for a period not exceeding a fortnight.

2. The full licence fee shall be paid in advance before the issue of the licence; provided that every application for a licence shall be accompanied by the fee which according to the applicant is chargeable in respect of the licence applied for.

3. (i) In case of any doubt regarding the fee chargeable in respect of any licence, the President shall determine the fee after such inquiry and investigation as he may deem necessary.

(ii) The applicant for the licence shall furnish the President all such information as he may, by means of a written notice, require for the purpose of the aforesaid inquiry and shall produce all such documents in his possession or power as the President may require for such inquiry.

4. If the licence is refused the fee paid by the applicant for the licence shall be refunded, provided a claim for refund is referred within three months from the date of service of an endorsement refusing the grant of the licence.

SCHEDULE.

Fees chargeable in respect of every licence for the use of a place in the Shimoga Town Municipality as hotel, restaurant, eating house, boarding or lodging house, coffee house, sweetmeat shop, bakery or for the manufacture of ice, aerated waters.

Purpose of Licence.

1. Hotel, boarding house, or lodging house, eating house, tea or coffee house; the fee payable per year shall be Rs. 100 for I Class, Rs. 50 for II Class and Rs. 25 for III Class.
2. Bakery or sweetmeat shop, a maximum of Rs. 10 per annum.
3. Ice or aerated water manufactory, Rs. 10 per annum.

Draft bye-laws framed under Section 48(1) (b) (iv) of the Mysore Town Municipalities Act, 1951 (Mysore Act No. XXII of 1951), for regulating, licensing and inspection of places used as hotels, restaurants, eating houses, coffee houses, sweetmeat shops, bakeries, boarding or lodging houses or for manufacturing ice or aerated waters.

BYE-LAWS.

1. In these bye-laws, unless there is anything repugnant in the subject or context:—

(a) 'Hotel' means any eating house or place where cooked rice, mutton, beef, poultry, vegetables, dhal and confectionary or refreshments including chapatis, rice cakes, tea, coffee or similar articles of food or drink are prepared and sold for price to boarders, travellers or other persons;

(b) 'Restaurant' or 'tea shop' or 'coffee house' means any building or part of a building where milk, coffee, tea, cocoa and other drinks or prepared articles of food are kept for sale and includes a 'milk bar';

(c) 'Bakery' or 'Sweetmeat Shop' means any building or part of a building where bread, biscuits, cakes, confectionary and sweets or any other kind of eatables are locally manufactured or kept for sale but does not include a place of business where packed or tinned sweets, biscuits or similar articles are kept and sold.

(d) 'Boarding or lodging house' means any place where visitors are received and provided with accommodation with or without food on payment.

(e) 'Ice or Aerated Water Factory' means any place where ice or aerated waters, sharbaths or any other cool drinks or either manufactured or are sold;

(f) 'Licensee' means the proprietor or any person in charge of any of the kinds of business specified in clause (a), (b), (c), (d) or (e).

2. No place shall be used as a hotel, restaurant, eating house, boarding or lodging house, coffee house, sweetmeat shop or bakery or for manufacturing ice or aerated waters without previously obtain a license therefor from the President of the Municipality on payment of the fee prescribed in this behalf.

3. (a) Any person using or desiring to use any place for any of the above purposes, shall apply to the President for a license. The President, may grant or refuse such license. When the President refuses to grant the license, he shall, by order in writing, give reasons therefor and an appeal shall lie to the Municipal Council from such order of refusal.

(b) No license shall be granted for a period exceeding one year and every license shall be granted so as to expire with an official year; provided that a temporary license for a period not exceeding a fortnight may be granted for any special occasion and such license shall expire with the period for which it is granted.

4. (a) Except in the case of an application for temporary license under the proviso to Bye-law No. 3(b) every application for a license under these bye-laws shall be made not less than 15 days before the date from which the license applied for is to commence.

(b) Every such application shall be in the form specified in Schedule 'A' to these bye-laws.

5. (a) The license granted under Bye-law No. 3 shall not be transferable either as regards the person to whom or the place for which it is granted.

(b) It shall be in the form specified in Schedule 'B'.

(c) The license shall be affixed in a conspicuous part of the place to which it pertains, along with the correct name and residential address of the licensee.

6. The President may suspend or withdraw any license granted under Bye-law No. 3 in respect of any place on grounds of public health or safety or where any of the conditions specified in the license is contravened, provided that such suspension or withdrawal of the license shall not be deemed to exempt the licensee or any other person from liability to a prosecution under these bye-laws and provided further that such suspension or withdrawal shall be made only after an opportunity is given to the licensee to show cause, against such suspension or revocation.

7. Any person committing an infringement of these bye-laws or of any of the conditions attached to a license granted under these bye-laws shall on conviction be liable to a fine not exceeding Rs. 500.

8. Every licensee shall be responsible for all acts done by his agents or servants in connection with the business for which the license has been obtained.

9. Every license granted under Bye-law No. 3 shall be subject to the general conditions specified in Bye-law No. 10 and the special conditions specified in Bye-law Nos. 11 to 14 in so far as they are applicable, having regard to the particular purpose for which the license is granted. No license shall be granted in respect of any place which in the opinion of the President does not satisfy such conditions or any of them.

GENERAL CONDITIONS.

10. Every license under Bye-law No. 3 shall be granted on and subject to the following general conditions:—

(a) The premises in respect of which the license is granted shall be sufficiently spacious and suitable for the purpose of the business intended to be carried on therein and the dimensions of every room therein shall be at least 8' x 8' x 8'.

(b) Each room abutting an open space should have windows of a dimension of 4' x 3' to secure adequate ventilation and lighting.

(c) Suitable smoke outlets in the form of chimneys shall be provided and maintained in good order so that the smoke may not pervade the dwelling rooms, the dining hall or the portion of the premises where customers are served with food or drink.

(d) No cess pools should be permitted on the premises; if sewers exist, they should be properly trapped; if daily conservable latrines are provided, they should be located with an intervening open space of at least 15 feet from the living room or rooms intended for cooking, eating or for storage.

(e) The premises shall have water connection from the public main, where there is a protected system of water supply and such connection and all fittings thereof shall be kept in proper order and efficient action so as to provide for use on the premises, sufficient supply of water for the purpose of business and for thoroughly washing and cleaning such premises. Only water from this source shall be used for all purposes connected with the business. If water has to be stored, it shall be stored only in a metallic tank fitted with a tap and covered at the top with a tight fitting metallic lid and placed four feet above the ground level. In all other cases where the supply of water is drawn from a well, a certificate should be obtained as regards the purity of the said water once a quarter or oftener, if necessary, from the District Health Officer.

(f) The walls of the premises shall be rendered impervious to water by cement plastering or otherwise up to a height of four feet from the ground level and the rest of the said walls shall be plastered with chunam and white washed half-yearly or as often as required, by the President provided that in the case of a place used for a bakery, sweetmeat shop or for the manufacture of ice or aerated waters, the walls shall be rendered impervious to water by means of cement plastering or otherwise up to a height of eight feet from the ground level. The floor shall be either

cemented or paved with cuddappah slabs with cement pointing and sufficient drainage shall be provided. The roofing shall be plain and ratproof.

(g) The place shall not at any time be used for stabling animals.

(h) (i) The licensee shall always keep the premises in a perfectly clean and tidy condition.

(ii) All refuse or rubbish shall be swept off, and the drains kept well flushed.

A sufficient number of metallic dust bins with lids at the top shall be kept on the premises and they shall be cleaned at least once a day and oftener, if necessary.

(iii) The premises shall be thoroughly washed twice a day and oftener if necessary, privies, latrines and urinals shall be disinfected daily.

(iv) All waste water shall be thoroughly drained from the premises.

(2) (1) All the articles of furniture, plates, utensils and accessories pertaining to or used for the purpose of the business for which license is granted shall always be kept perfectly clean.

(2) Plates, cups, saucers, spoons, forks and all other utensils or accessories used for service shall be thoroughly washed in clean water and sterilised by being immersed in boiling water or in steam for not less than five minutes before being sent out for service again.

(g) Every table, bench or board on which refreshments are served shall be provided with a top, made of marble, polished stone slab or other non-absorbent material and the top shall be thoroughly cleaned after each service with a clean cloth and if necessary, with water.

(k) All provisions or materials used for the purpose of the business shall be good and wholesome and adulterated provisions or materials shall not be used. Provisions not required for immediate use shall be stored in closed bins made of galvanised iron or other metallic receptacle suitably protected against chemical action which shall be kept on benches fixed one and a half feet away from the walls and shall not be allowed to lie open on the floor.

(l) The licensee shall allow only servants who are dressed in aprons to attend on the customers.

(m) No foodstuff of any sort which is stale, unwholesome, offensive or in any way unfit for human consumption in the opinion of the Health Inspector shall be stored, served, sold or exposed for sale in the premises.

(n) (i) Dried fruit, cut slices of fruits, cooked food and all other articles of food or drink kept ready for human consumption in the premises shall be stored or exposed for sale in such a manner as completely to protect them from dust, effluvia, flies or other vermin.

(ii) Such articles when exposed for sale shall be kept in clean vessels or plates made of glass or metal covered with enamel or tin lining placed in glass cases provided if necessary, with a fly proof wire gauze at the top for ventilation.

(iii) No such articles shall be touched by hand and clean spoons or other accessories shall be used for serving them.

(o) All papers or leaves used for wrapping articles of food shall be clean and stored in a clean rack or box.

(p) No person who is suffering from any contagious, infectious or loathsome disease or who has recently been in attendance on a person suffering from such disease or who is unwashed or otherwise unclean shall be employed by the licensee for the purpose of the business nor shall any such person be allowed to enter or loiter in or any part of the premises.

(q) (i) No person shall be employed in or in connection with any business carried on in any place licensed under Bye-law No. 3 (for which a license under Bye-law No. 2 is necessary) unless he produces at the time of his first employment therein a certificate from the District Health Officer or any Medical or Health Officer not below the rank of an Assistant Surgeon showing that he is free from any contagious, infectious or loathsome disease, viz., Typhoid, Para-

typhoid A or B, Cholera or Dysentery. After every serious illness, he must produce a certificate that he is not infectious.

(ii) Every person employed in or in connection with such business shall produce a similar certificate at the beginning or every official year on or before the 15th April.

(iii) Every such employee shall subject himself to a medical examination whenever directed to do so in writing by the District Health Officer.

(iv) No person who has failed to comply with any of the above requirements shall be employed or continue to be employed in or in connection with the business.

(r) The licensee shall forthwith report to the District Health Officer or Health Inspector any case of dangerous, infectious or contagious disease occurring on the premises.

(s) The licensee shall keep in the premises a book which shall be open to inspection by the President, the Executive Officer, the District Health Officer, or any other officer of the Municipality specially authorised in writing by the President to inspect the premises.

(t) (i) It shall be competent for the President, Executive Officer, the District Health Officer, Health Inspector or other Officer authorised in writing in this behalf by the President to enter into any place used for any of the purposes specified in the Bye-law No. 1, between 6 A.M. and 6 P.M. or at any other time while such place is kept open for business, to inspect the premises, provisions articles of food or drink, all utensils and furniture on the premises and to take samples of any provisions, any articles of food or drink, manufactured or kept for sale therein. Samples so seized may be subjected to chemical or other examination.

(ii) It shall be competent to the President, the Executive Officer, the District Health Officer or the Health Inspector to remove or cause to be removed forthwith from such place any article of food or drink which, in his opinion is stale, unwholesome, offensive or unfit for human consumption, besides prosecuting the licensee for violating the bye-laws.

(iii) Whenever the President or the Executive Officer, or the Health Officer, is satisfied or personal inspection or on any report of inspection he may instead of recommending the prosecution of the licensee, issue to him in writing such directions as he may deem necessary for securing proper compliance with these bye-laws or in the interests of public health and the licensee shall forthwith comply with such directions.

SPECIAL CONDITIONS.

Place used as Bakery or Sweetmeat shop.

11. A place used as a bakery or sweetmeat shop shall satisfy the following special conditions in addition to the general conditions specified in the Bye-law No. 10:—

(a) The premises shall contain separate accommodation for kneading store and vending.

(b) The walls of the kneading room shall be plastered with cement to a height of 8 feet from the ground level. The ceiling of the kneading room shall be plain and free from crevices.

(c) The surface of every kneading table used in the bakery shall be impervious to water, smooth and free from cracks or crevices and shall be kept covered with a clean cloth, when not in use. The pedestals of the kneading table shall be of concrete blocks plastered with cement.

(d) Every person engaged in kneading shall wear a clean white apron of linen or cotton so as to cover completely the front part of his body from neck to knees.

(e) No person shall soil the kneading table in any way.

(f) No person shall transport for sale, bread or sweetmeat from one place to another except in a closed vehicle or in a closed basket, tin or other receptacle. Every such vehicle, basket, tin or receptacle shall at all times be kept

thoroughly clean and no person shall commit any act which may tend to render any bread or sweetmeat which is being transported, dirty or unwholesome.

HOTELS, RESTAURANTS, EATING HOUSES, BOARDING HOUSES, TEA AND COFFEE HOUSES.

12. A place used as a hotel, restaurant, eating house and coffee house shall satisfy the following special conditions in addition to those specified in Bye-law No. 10.

(a) No one shall be allowed to dine in any place other than the dining hall, provided that it shall be permissible for a boarder to dine in his own room.

(b) There shall be sufficient latrine accommodation; every latrine, privy or urinal on the premises shall be kept clean and thoroughly disinfected daily and the night soil and always be covered with ashes or earth and removed daily. Where facilities are available, flush latrines should as a rule be provided.

(c) Wherever arrangements are made on the premises for broadcasting or for the playing of gramophones with or without pick-up and loud-speaker arrangement, care shall be taken to prevent an unreasonable amount of noise being caused in the neighbourhood so as to occasion annoyance or discomfort to the owners or occupiers of houses in the vicinity.

PLACE USED FOR THE MANUFACTURE OF ICE.

13. A place used for manufacturing ice shall satisfy the following conditions in addition to those specified in Bye-law No. 10.

The water used for manufacturing ice shall be pure and shall not be carried in massacks or in any other vessels not approved by the President, the Executive Officer, or the District Health Officer.

PLACE USED FOR THE MANUFACTURE OF AERATED WATERS.

14. A place used for the manufacture of aerated waters shall satisfy the following conditions in addition to those specified in Bye-law No. 10:—

(a) The premises shall contain sufficient and separate accommodation for each of the following, *viz.* for the cleaning of bottles for the filtration and storage of water, for the charging of bottles and for store room.

(b) The water used for the manufacture of aerated waters shall be pure and shall not be carried in massacks or in any other vessels not approved by the President or the District Health Officer.

(c) The water used for the manufacture of aerated water shall be filtered and the filtering vessels and materials shall be sterilised at such times and in such manner as the President or the District Health Officer may direct.

(d) Syrups shall be prepared only in glass or enamelled vessels and kept in a fly-proof case.

(e) No aerated water of any kind shall be issued from the manufactory without having a proper label and mouth piece on each bottle giving the full name and address of the manufacturer. The mouth of each bottle shall be completely covered with a similar label so as to be dust, proof.

SCHEDULE A.

Form of Application for License.

- 1 Full name and address of applicant.
 - 2 Father's name.
 - 3 Age.
 - 4 Purpose for which license is required.
 - 5 The place in respect of which the license is required.
 1. Division.
 2. Street.
 3. Door No.
 4. Other particulars such as boundaries necessary for identifying the place.
 - 6 The name and address of owner of such place.
 - 7 The rent of the place or the estimated rental value where the applicant is the owner of the premises.
 - 8 Period for which license is required.
- I declare that the information given above is true to the best of my knowledge and belief.

Applicant.

SCHEDULE B.

Form of license issued under Section 48(1)(b)(iv) of the Mysore Town Municipalities Act, 1951.

The license is granted to Sri* for the use of †

subject to the general and special conditions set forth in the bye-laws of Shimoga Town Municipality for regulating, licensing and inspecting the conduct of Hotels, Restaurants, Eating Houses, Coffee Clubs, Tea shops, Sweetmeat shops, Bakeries, Boarding and Lodging Houses and Ice or aerated water manufacturing places in Shimoga Town.

This license shall expire on the 31st March 195

Given under my hand and seal of Shimoga Town Municipal Council, this day of 195

Seal

President,

Shimoga Town Municipal Council.

* The name and address of the licensee.

† Description of place.

‡ The purpose for which license is granted.

Notification dated 23rd September 1952.

No. C1. 46—52-53. It is hereby notified for information of the public of the Shimoga Town that the Town Municipal Council, Shimoga have resolved at their Ordinary General meeting held on 29th August 1952 to bring into force in this town the draft rules and bye-laws for Shaving and Hair Dressing Saloons in Shimoga Town as amended hereto framed by them under Section 48 (1) (b) (iii) with section and Schedule XIII of the Mysore Town Municipalities Act of 1951. The draft rules and bye-laws are also kept in the office for inspection by the public on all working days during the office hours from 11 A.M. to 5 P.M. Any inhabitant of this town objecting to the adoption of these rules and bye-laws may prefer his objection in writing to the President within one month from the date of publication of this notification. Any objection or suggestion received after the due date will not be taken into consideration.

Draft Rules framed under Section 46 (1) (b) read with Section 80 of the Mysore Town Municipalities Act, 1951 prescribing the fees to be charged for licenses granted for regulating the use of any place as Shaving or Hair Dressing Saloon within the limits of Town Municipality, Shimoga.

1. A fee of Rs. 10 for I Class, Rs. 5 for II Class and Re. 1 for III Class shall be paid along with the application for the grant of a license to the person who wishes to use any premises as a Barber Shop or Hair Dressing Saloon.

2. The license is renewable every year and a renewal fee of Rs. 10, Rs. 5 and Re. 1 shall be paid for the renewal of the license for the period commencing from the 1st April of every year.

3. No refund of the fee paid shall be made under any circumstances provided that when the application for the grant or renewal of a license is rejected, the fee paid shall be refunded.

Draft bye-laws framed under Section 48 (1) (b) (iii) read with Section 161 and Schedule XIII of the Mysore Town Municipalities Act of 1951 for regulating the licensing of Shaving and Hair Dressing Saloons within the limits of Town Municipality, Shimoga.

1. (a) Shaving includes removing of nails.

(b) Any person wishing to use any premises as a Barber Shop or Hair Dressing Saloon within the limits of a Municipality shall apply for a license to the President of the Municipal Council, who may grant the license applied for or require the applicant to effect such improvements in the President's opinion are necessary, before his application can be considered or may refuse to grant the license if, in his opinion, the premises are unsuitable for the purpose.

(c) Applications shall be made to the President within one month of the commencement of each official year for renewal of all licenses granted under these bye-laws.